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*Attorneys for Plaintiffs*

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**IN THE UNITED STATES DISTRICT COURT**  
**DISTRICT OF UTAH – SOUTHERN DIVISION**

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COLBY JENKINS, an individual,  
MICHAEL GILLESPIE, an individual,  
MARSHA GILLESPIE, an individual,  
TANNER GILLESPIE, an individual,  
JOSHUA HORLACHER, an individual,  
CAMILLE TOPHAM, an individual,  
RICHARD TOPHAM, an individual,  
KELSIE TOPHAM, an individual,  
LAJUANA ROBINSON, an individual,

Plaintiffs,

vs.

BEAVER COUNTY; GINGER McMULLIN,  
in her official capacity as Clerk/Auditor for  
BEAVER COUNTY; DAVIS COUNTY;  
BRIAN McKENZIE, in his official capacity  
as Clerk/Auditor for DAVIS COUNTY;  
GARFIELD COUNTY; CAMILLE MOORE,  
in her official capacity as Clerk/Auditor for

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**PLAINTIFFS' NOTICE OF FILING  
AMENDED VERIFIED COMPLAINT  
AND SERVICE  
ON DEFENDANTS**

Case No: 4:24cv63 DN

Judge David Nuffer

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GARFIELD COUNTY; IRON COUNTY;  
JON WHITTAKER, in his official capacity as  
Clerk/Auditor for IRON COUNTY; JUAB  
COUNTY; TANIELLE CALLAWAY, in her  
official capacity as Clerk/Auditor for JUAB  
COUNTY; KANE COUNTY; CHAMEILL  
LAMB, in her official capacity as  
Clerk/Auditor for KANE COUNTY;  
MILLARD COUNTY; MARKI ROWLEY,  
in her official capacity as Clerk/Auditor for  
MILLARD COUNTY; PIUTE COUNTY;  
KALI GLEAVE, in her official capacity as  
Clerk/Auditor for PIUTE COUNTY; SALT  
LAKE COUNTY; LANNIE K. CHAPMAN,  
in her official capacity as Clerk/Auditor for  
SALT LAKE COUNTY; SEVIER COUNTY;  
STEVEN C. WALL, in his official capacity  
as Clerk/Auditor for SEVIER COUNTY;  
TOOELE COUNTY; TRACY SHAW, in her  
official capacity as Clerk/Auditor for  
TOOELE COUNTY; WASHINGTON  
COUNTY; RYAN SULLIVAN, in his official  
capacity as Clerk/Auditor for  
WASHINGTON COUNTY; WAYNE  
COUNTY; FELICIA SNOW, in her official  
capacity as Clerk/Auditor of WAYNE  
COUNTY; and, DEIDRE HENDERSON, in  
her official capacity as the Lieutenant  
Governor of the State of Utah.

Defendants.

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Plaintiffs hereby provide notice of their filing of a Verified Amended Complaint and their efforts to serve Defendants, as set forth in the Court's Notice issued at 12:43 p.m. today (Dkt. #8). Pursuant to Fed. R. Civ. P. 65(b)(1), "The court may issue a temporary restraining order without written or oral notice to the adverse party or its attorney only if: (A) specific facts in an affidavit or a verified complaint clearly show that immediate and irreparable injury, loss, or damage will

result to the movant before the adverse party can be heard in opposition; and (B) the movant's attorney certifies in writing any efforts made to give notice and the reasons why it should not be required.” Based on this rule and the Court’s Notice, Plaintiffs submit the following:

**Specific Facts in an Affidavit or a Verified Complaint.**

Plaintiffs filed an Amended Verified Complaint at 3:09 p.m. *See* Dkt. #9. The facts showing immediate or irreparable injury, loss or damage are set forth in the Amended Verified Complaint and counsel Scott Young’s Declaration, attached hereto as Exhibit A.

**Efforts to Serve Defendants**

Below is a summary of Plaintiffs’ efforts to serve Defendants today. Plaintiffs have served or will serve the following Defendants today, July 18, 2024 and tomorrow morning, July 19, 2024.

1. Deidre Henderson, Lt. Governor – Personally served July 18, 2024.
2. Brian McKenzie, Clerk/Auditor for Davis County – Personally served July 18, 2024.
3. Davis County – Personally served July 18, 2024.
4. Lannie K. Chapman, Clerk/Auditor for Salt Lake County – Personally served July 18, 2024.
5. Salt Lake County – Personally served July 18, 2024.
6. Tracy Shaw, Clerk/Auditor for Tooele County – Personally served July 18, 2024.
7. Tooele County – Personally served July 18, 2024.
8. Chameill Lamb, Clerk/Auditor for Kane County – Personally served July 18, 2024.
9. Kane County – Personally served July 18, 2024.
10. Jon Whittaker, Clerk/Auditor for Iron County – Personally served July 18, 2024.
11. Iron County – Personally served July 18, 2024

12. Tanielle Callaway, Clerk/Auditor for Juab County – Process Server has been hired and will serve on July 18 or 19, 2024.
13. Juab County – Process Server has been hired and will serve on July 18 or 19, 2024.
14. Ryan Sullivan, Clerk/Auditor for Washington County – Process Server has been hired and will serve on July 18 or 19, 2024.
15. Washington County – Process Server has been hired and will serve on July 18 or 19, 2024.
16. Steven C. Wall, Clerk/Auditor for Sevier County – Process Server has been hired and will serve on July 18 or 19, 2024.
17. Sevier County – Process Server has been hired and will serve on July 18 or 19, 2024.
18. Marki Rowley, Clerk/Auditor for Millard County – Process Server has been hired and will serve in the morning of July 19, 2024.
19. Millard County – Process Server has been hired and will serve in the morning of July 19, 2024.
20. Ginger McMullin, Clerk/Auditor for Beaver County – Process Server has been hired and will serve in the morning of July 19, 2024.
21. Beaver County – Process Server has been hired and will serve in the morning of July 19, 2024.
22. Camille Moore, Clerk/Auditor for Garfield County – Process Server has been hired and will serve in the morning of July 19, 2024.
23. Garfield County – Process Server has been hired and will serve in the morning of July 19, 2024.

24. Kali Gleave, Clerk/Auditor for Piute County – Process Server has been hired and will serve in the morning of July 19, 2024.

25. Piute County – Process Server has been hired and will serve in the morning of July 19, 2024.

26. Felicia Snow, Clerk/Auditor for Wayne County – Process Server has been hired and will serve in the morning of July 19, 2024.

27. Wayne County – Process Server has been hired and will serve in the morning of July 19, 2024.

DATED this 18<sup>th</sup> day of July, 2024.

SPENCER FANE LLP

/s/ Scott Young

A.J. Ferate

Courtney Powell

R. Scott Young

*Attorneys for Plaintiffs*